



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2009 Biennium

<b>Bill #</b>	HB0032	<b>Title:</b>	Revise identification theft laws
<b>Primary Sponsor:</b>	Furey, K.	<b>Status:</b>	Select status

- |   |   |  |
|---|---|--|
| <input type="checkbox"/> Significant Local Gov Impact     | <input checked="" type="checkbox"/> Include in HB 2               | <input type="checkbox"/> Technical Concerns              |
| <input type="checkbox"/> Included in the Executive Budget | <input checked="" type="checkbox"/> Significant Long-Term Impacts | <input type="checkbox"/> Dedicated Revenue Form Attached |

	<u>FY 2008 Difference</u>	<u>FY 2009 Difference</u>	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>
<b>Expenditures:</b>				
General Fund	\$24,000	\$24,000	\$24,000	\$24,000
<b>Revenue:</b>				
General Fund	\$0	\$0	\$0	\$0
<b>Net Impact-General Fund Balance</b>	<u>(\$24,000)</u>	<u>(\$24,000)</u>	<u>(\$24,000)</u>	<u>(\$24,000)</u>

### Description of fiscal Impact:

The Office of the State Public Defender would need to provide services to clients charged with a crime.

## **FISCAL ANALYSIS**

### Assumptions:

#### **Office of the Public Defender (OPD)**

1. OPD anticipates an additional 100 case statewide per year.
2. It is estimated that there would be 4 hours of attorney time per case @ \$60/hour.
3. Therefore, the cost to the OPD would be \$24,000 a year.

#### **Department of Corrections**

4. This bill would increase the prison sentence to 10 years for the crime of identity theft where the theft is used in commission of a separate felony offense or used to deceive the state at the time of arrest.
5. Currently five DOC inmates are incarcerated for committing identity theft along with a separate felony offense. The average sentence length for these inmates is five years. Increase in cost for the Department of Corrections would not occur until FY 2013.

6. General fund cost for the incarceration of a male inmate is approximately \$27,696 per year and the cost of incarceration of a female inmate is approximately \$29,178 per year.
7. Using the current average cost per day, DOC would expect a cost increase of \$29,744.96 for these offenders in FY 2013 increasing to \$235,076.24 by FY 2016.

	<b><u>FY 2008 Difference</u></b>	<b><u>FY 2009 Difference</u></b>	<b><u>FY 2010 Difference</u></b>	<b><u>FY 2011 Difference</u></b>
<b><u>Fiscal Impact:</u></b>				
<b><u>Expenditures:</u></b>				
Operating Expenses	\$24,000	\$24,000	\$24,000	\$24,000
<b><u>Funding of Expenditures:</u></b>				
General Fund (01)	\$24,000	\$24,000	\$24,000	\$24,000
<b><u>Revenues:</u></b>				
General Fund (01)	\$0	\$0	\$0	\$0
<b><u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u></b>				
General Fund (01)	(\$24,000)	(\$24,000)	(\$24,000)	(\$24,000)

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*Sponsor's Initials*

\_\_\_\_\_  
*Date*

\_\_\_\_\_  
*Budget Director's Initials*

\_\_\_\_\_  
*Date*